

# COMBINED DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY

(Includes Reference to PCT International Applications)

ATTORNEY'S DOCKET NUMBER

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

the specification of which (check only one item below):

☐ is attached hereto.

☒ was filed as United States application

Serial No. 902,838

on 23 June 1992

and was amended

on 25 February 1993

(if applicable).

☐ was filed as PCT international application

Number

on

and was amended under PCT Article 19

on (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

## OR FOREIGN/PCT APPLICATION(S) AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. 119:

COUNTRY (if PCT indicate PCT)	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 35 USC 119
Great Britain	9113798.4	26 June 1991	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
Great Britain	9207839.3	9 April 1992	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO

Combination Declaration For Patent Application and Power of Attorney (Continuation of International Applications)	Attorney Docket Number
---	------------------------

I hereby claim the benefit under Title 35, United States Code §120 of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code §112. I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations §1.56(a) which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application.

PRIOR U.S. APPLICATIONS OR PCT INTERNATIONAL APPLICATIONS DESIGNATING THE U.S. FOR BENEFIT UNDER 35 U.S.C. 120.

U.S. APPLICATIONS			STATUS (check one)		
U.S. Application Number	U.S. Filing Date	Patented	Pending	Abandoned	
PCT APPLICATIONS DESIGNATING THE U.S.					
PCT APPLICATION NO.	PCT FILING DATE	U.S. SERIAL NUMBERS ASSIGNED (if any)			

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agents(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.  
(List name and registration number)

Jeffrey A. Schwab, Registration No. 24,490. Stewart J. Fried, Registration No. 20,694.  
Jay S. Cinamon, Registration No. 24,156. Dennis A. Mason, Registration No. 19,571.

Send correspondence to:

Direct Telephone Calls to: (name and telephone #)

Abelman Frayne & Schwab  
708 Third Avenue  
New York, New York 10017.

Jay S. Cinamon  
(212) 949-9022

201	Full Name of Inventor	Family name	First given name	Second given name
		FRANKS	FELIX	
1	Residence & Citizenship	City	State or Foreign Country	Country of Citizenship
		Cambridge	United Kingdom	United Kingdom
	Post Office Address	Post Office Address	City	State & Zip Code/Country
		7 Wootton Way	Cambridge CB3 9LX	United Kingdom
202	Full Name of Inventor	Family name	First given name	Second given name
		HATLEY	ROSS	HENRY
2	Residence & Citizenship	City	State or Foreign Country	Country of Citizenship
		Cambridge	United Kingdom	United Kingdom
	Post Office Address	Post Office Address	City	State & Zip Code/Country
		114 Limes Road	Hardwick, Cambridge	CB3 7XU, United Kingdom
203	Full Name of Inventor	Family name	First given name	Second given name
		MATHIAS	SHEILA	FRANCES
	Residence & Citizenship	City	State or Foreign Country	Country of Citizenship
		Swaffham	United Kingdom	United Kingdom
	Post Office Address	Post Office Address	City	State & Zip Code/Country
		Danesmead, Hillside,	city North Pickenham Swaffham	Norfolk PE37 8JZ, U.K.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature of Inventor 201 <i>F. Franks</i>	Signature of Inventor 202 <i>HM Hatley</i>	Signature of Inventor 203 <i>Sheila F. Mathias</i>
Date July 8, 1993.	Date July 8, 1993	Date July 9th, 1993

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C., 20231, on:

Date: 12/18/98 By: Kathy Honseet

DOCKET NO.: 0022.01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Franks *et al.*

EXAMINER: N. Preisch

SERIAL NO.: 08/241,457

ART UNIT: 1764

FILED: May 11, 1994

FOR: **PROCESS FOR STORAGE OF  
MATERIALS**

**REVOCATION OF PRIOR POWERS OF ATTORNEY AND NEW POWER OF  
ATTORNEY  
STATEMENT UNDER 37 C.F.R. §3.73(b)**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

**Inhale Therapeutic Systems**, hereinafter "Assignee", having an address at 150 Industrial Road, San Carlos, CA 94070-6256, respectively, is the owner of the entire right, title, and interest in and to U.S. Application Serial No./Patent No. 08/241,457, filed/issued May 11, 1994, by virtue of the assignments recorded on July 24, 1992 and September 8, 1997 in the United States Patent and Trademark Office at Reels 6233 and 0329 Frames 8683 and 0012 respectively.

In accordance with 37 C.F.R. §3.73(b), Assignee hereby certifies that the evidentiary documents with respect to ownership have been reviewed and that, to the best of Assignee's knowledge and belief, title is in the assignee seeking to take this action.

The undersigned, whose title is supplied below, is empowered to act on behalf of the assignee.

Assignee hereby revokes all powers of attorney previously granted in the above-identified application and appoints the following practitioners:

Felissa H. Cagan, Registration No. 35.089

Stephen L. Hurst, Registration No. 31.266

Susan T. Evans, Registration No. 38.443

to prosecute and transact all business in the Patent and Trademark Office connected therewith.

Please change the correspondence address for the above-identified application to:

Customer No. 21968

Inhale Therapeutic Systems  
150 Industrial Road  
San Carlos, CA 94070-6256

Telephone No.: 650-631-3100  
Facsimile No. 650-631-3150

Signature on behalf of Assignee:

Date: 19 December 1998

  
**Signature**

Name: Stephen L. Hurst

Title: General Counsel and Secretary

2007-10-22 10:52:20

CONFIRMATION OF ASSIGNMENT OF UNITED STATES PATENT  
AND PATENT APPLICATIONS

WHEREAS, Pafra Limited, a company organized under the laws of England and Wales, and having a place of business at Bentsalls, Basildon, Essex SS14 3BU, United Kingdom (hereinafter referred to as the Assignor) was the sole and exclusive owner of the United States Patent Applications and United States Letters Patent listed on Schedule A attached hereto;

AND WHEREAS, Inhale Therapeutic Systems, a corporation organized under the laws of the State of California, U.S.A., and having a place of business at 1060 East Meadow Circle, Palo Alto, California 94303, United States of America (hereinafter referred to as the Assignee) has acquired and is desirous of confirming the acquisition of the entire right, title and interest in, to and under said Applications and Letters Patent so far as the United States of America is concerned;

NOW THEREFORE, in consideration of Ten Dollars (\$10.00) and other good and valuable consideration paid to said Assignor by said Assignee, receipt whereof is hereby acknowledged, the Assignor has assigned, sold, transferred and set over and does hereby assign, sell, transfer and set over unto said Assignee the entire right, title and interest in, to and under said Applications and Letters Patent, and any and all divisionals, continuations, continuations-in-part, extensions and reissues of said Applications and Letters Patent already granted and which may be granted, the same to be held and enjoyed by the said Assignee, for its own use and behoof and for the use and behoof of its successors, assigns or other legal representatives, to the end of the term or terms for which Letters Patent of the United States are or may be granted or reissued as fully and entirely as the same would have been held and enjoyed by the said Assignor, if this assignment and sale had not been made; together with all claims for damage by reason of past infringement of said Applications and Letters Patent, with the right to sue for, and collect the same for its own use and behoof, and for the use and behoof of its successors, assigns or other legal representatives.

AND, the said Assignor hereby covenants that the Assignor had the full right to convey the entire interest the assignment of which is hereby confirmed, and that it has not executed, and will not execute, any agreement in conflict herewith.

Date 27 June 1987

Place Brussels

David Riley

SIGNED for and on behalf of  
PAFRA LIMITED

Name: DAVID RILEY

Capacity: DIRECTOR

Duly Authorised

2088000-40922001

# SCHEDULE A

<u>Application No.</u>	<u>Filing Date</u>	<u>Inventors</u>
07/902,838	June 23, 1992	Franks, Felix Hatley, Ross Henry Morris Mathias, Sheila Frances
08/241,457	May 11, 1994	Franks, Felix Hatley, Ross Henry Morris Mathias, Sheila Frances
08/638,479	April 26, 1996	Franks, Felix Auffret, Anthony David Aldous, Barry John

<u>Patent No.</u>	<u>Filing Date</u>	<u>Inventor</u>
5,098,893	March 24, 1992	Franks, Felix Hatley, Ross H.M.

MEWBURN\_BRISTOL/SYS:WORK\SJH\I\5215033\ASSIGN.US